



Air Force Invention No. AFB00420

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of
Clark L. Allred
Application Serial No. 09/137,868
Filed: 14 August 1998

Group Art Unit: 3662
Examiner: M. Hellner

For: **ALGORITHM FOR RAPID ENDMEMBERS DETERMINATION (ALRED) IN HYPERSPECTRAL DATA**

Copier
8-7-00

Honorable Commissioner of Patents and Trademarks
Washington D. C. 20231-0001

Sir:

AMENDMENT

In response to the Office Action of 13 July 2000, please consider the following amendment.

IN THE CLAIMS

Please cancel claims 1 and 3.

REMARKS

The purpose of this amendment is to correct the above-cited application so that it is in condition for allowance.

Claims 1 - 5 were rejected under 35 U.S.C. 102(a) as being anticipated by Burman. In response, claims 1 - 3 were cancelled, but claims 4 - 5 were retained for the reasons discussed below.

The Examiner's attention is respectfully directed towards In re Arkley, 455 F.2d 586, 172 USPQ 524 (CCPA 1972), in which the court held that "in order for a reference to be used under

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